IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.13985 of 2008
AVINASH SHARMA
Versus
THE STATE OF BIHAR
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4 8.7.2008 Heard learned counsel for the petitioner, and counsel appearing on behalf of the State.

Petitioner is an accused in a case under Sections 147,148,149,379 and 302 of the Indian Penal Code and Section 27 of the Arms Act.

Three persons were killed in the said occurrence. In the First Information Report the petitioner is said to have been seen fleeing away from the place of occurrence. Learned counsel relies on the order passed in Cr. Misc. No. 7309 of 2008 dated 4.6.2008, wherein this Court has relied on the statement made at Paragraphs 49 and 68 and has granted bail to the co-accused Butan Sharma, whose case is exactly on the same footing of the petitioner. At Paragraph 68 the informant reveals the names of three other persons namely Kaushal Sharma, Kamla kant Sharma and the brother-in-law(sala) of Sadhu Sharma. Learned counsel submits that the petitioner is neighbour of one Ambuj sharma, who was killed by the deceased persons and because he is neighbour he has been dragged in this case.

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In view of the aforesaid facts, petitioner namely, Avinash Sharma, is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Jehanabad in connection with Karpi P.S. Case No. 33 of 2006.

P.K. **(Sheema Ali Khan,J.)**